

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION

3:05-cr-28

UNITED STATES OF AMERICA

vs.

ARCHAVIS BRIANN MOORE

ORDER

THIS MATTER is before the Court upon motion of the defendant pro se for a reduction of sentence based on United States v. Simmons, 649 F.3d 237 (4th Cir. 2011) (en banc). (Doc. No. 98).

The defendant has not shown that decision is retroactive his sentence which was final before Simmons.

IT IS, THEREFORE, ORDERED that the defendant's motion is **DENIED**.

Signed: May 18, 2012



Robert J. Conrad, Jr.
Chief United States District Judge

